

## **R.I. STATE BOARD OF ELECTIONS**

### **MINUTES OF MEETING**

**WEDNESDAY, APRIL 13, 2016**

The Rhode Island State Board of Elections convened at 7:03 P.M. at the Rhode Island Board of Elections, a quorum included, Acting Chairman William West, Commissioners Richard Dubois, Stephen Erickson, Richard Pierce and Frank J. Rego. Legal Counsel Raymond Marcaccio and Acting Executive Director, Robert Rapoza were also in attendance.

The meeting was called to order by Acting Chairman West:

- 1. The Board may vote to approve the minutes of the meeting held on Wednesday, March 16, 2016.**

A motion was made to approve the minutes of the meeting held on Wednesday, March 16, 2016. Voting in the affirmative were Acting Chairman West, Commissioners Dubois, Erickson, Pierce and Rego. Motion passed 5-0.

- 2. The Board may vote to acknowledge the resignation of Board member Rhoda E. Perry.**

A motion was made to accept with regret the letter of resignation from Board member Rhoda E. Perry, effective immediately. Voting in the affirmative were Acting Chairman West, Commissioners Dubois, Erickson, Pierce and Rego. Motion passed 5-0.

- 3. The Board will vote on the certification of the voting equipment to be used on Tuesday, April 26, 2016 for the Presidential Preference Primary.**

Robert Rapoza, Acting Executive Director reported that upon review he detected an error and that the testing needed to be re-done. Joe Vitale, Account Manager from ES&S explained the testing problem and the need to re-test. A motion was made to reschedule the voting machine certification until Friday, April 15, 2016. Voting in the affirmative were Acting Chairman West, Commissioners Dubois, Erickson, Pierce and Rego. Motion passed 5-0.

- 4. The Board may discuss and vote upon inquiries by several local boards of canvassers concerning a voter's party designation under R.I. Gen. Laws § 17-9.1-24 and the effect of casting a ballot at the Presidential Preference Primary on April 26, 2016, under R.I. Gen. Laws § 17-21.1-1, et seq.**

Legal Counsel, Raymond Marcaccio prepared a Directive for the Local Canvassing Authorities for each city and town, pursuant to RI Gen. Laws § 17-7-5(c). The Directive provides guidance on the party affiliation process and the consequences of participation in a party primary. A motion was made to send a copy of the signed Directive, by the

Acting Chairman, to each city and town. Voting in the affirmative were Acting Chairman West, Commissioners Dubois, Erickson, Pierce and Rego. Motion passed 5-0.

**5. The Board may discuss and vote upon the reporting requirements for ballot question advocates on gambling questions, pursuant to R.I. Gen. Laws §17-25.1-1.1.**

A motion was made to adopt the opinion of Legal Counsel, Raymond Marcaccio that advocates on state and local gambling referenda follow the provisions under R.I. Gen. Laws 17-25.1-1.1 and 17-25.2, including the reporting schedule. The Board requested that Legal Counsel prepare a directive to this issue, and further, prepare a regulation. Voting in the affirmative were Acting Chairman West, Commissioners Dubois, Erickson, Pierce and Rego. Motion passed 5-0.

**6. The Board may discuss and vote upon the requirements for the appointment of a treasurer or deputy treasurer and the certification of campaign accounts required under R.I. Gen. Laws § 17-25-11.2.**

After a discussion, a motion was made that any campaign finance account receiving or expending over \$10,000 in any year, or a carry over balance of over \$10,000 from 2015, or a balance of over \$10,000 in any year commencing January 1, 2016, will need to comply with R.I. Gen. Laws § 17-25-11.2. The Board requested that Legal Counsel prepare a directive to this issue and further, prepare a regulation. Voting in the affirmative were Acting Chairman West, Commissioners Dubois, Erickson, Pierce and Rego. Motion passed 5-0.

**7. The Board may hear and vote upon an appeal filed by Roger Lord, challenging a January 26, 2016 voter registration determination by the Town of Tiverton Board of Canvassers concerning Jonathan A. Cottrell.**

A motion was made to continue the hearing and vote upon the appeal filed by Roger Lord, challenging a January 26, 2016 voter registration determination by the Town of Tiverton Board of Canvassers concerning Jonathan A. Cottrell until the board meeting scheduled for Wednesday, May 18, 2016. Voting in the affirmative were Acting Chairman West, Commissioners Dubois, Erickson, Pierce and Rego. Motion passed 5-0.

The board discussed several board meetings in conjunction with the Presidential Preference Primary for mail ballot certification and scheduled the next regular board meeting for Wednesday, April 27, 2016 at 7:00 P.M.

A motion was made to adjourn. Voting in the affirmative were Acting Chairman West, Commissioners Dubois, Erickson, Pierce and Rego. Motion passed 5-0, meeting adjourned at 7:50 P.M.

